

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**ROY BROOKS, Jr.,**

**Plaintiff,**

**v.**

**COUNTRYWIDE HOME LOANS, INC.,  
et al.,**

**Defendants.**

**CIVIL ACTION NO.  
2:06-cv-356-VPM**

**REPORT OF PARTIES' PLANNING MEETING**

1. Pursuant to Federal Rule of Civil Procedure 26(f), a meeting was held by telephone on **June 8, 2006** and was attended by:

J.E. Sawyer, Jr., for Plaintiff, Roy Brooks, Jr.; and

Alan M. Warfield for Defendant, Countrywide Home Loans, Inc.

2. **Pre-Discovery Disclosures.** The parties will exchange by **July 10, 2006** the information required by Federal Rule of Civil Procedure 26(a)(1).

3. **Discovery Plan.** The parties jointly propose to the Court the following discovery plan:

- Discovery will be needed on all liability and damages issues.
- All fact discovery shall be commenced in time to be completed by **February 10, 2007**.
- A maximum of **40 interrogatories** by each party to any other party. (Responses due 30 days after service).
- A maximum of **40 requests for admission** by each party to any other party. (Responses due 30 days after service).
- A maximum of **5 depositions by the plaintiff and 5 by the defendants** (not to include expert witness depositions).

- Each deposition limited to maximum of 8 hours unless extended by agreement of parties.
- Reports from retained experts under Rule 26(a)(2) shall be due:
  - from the plaintiff by **November 1, 2006**, and plaintiff shall make their expert(s) available for deposition by **December 1, 2006**;
  - from the defendant by **January 1, 2007**, and defendant shall make their expert(s) available for deposition by **February 1, 2007**.
- Supplementations under Rule 26(e) shall be due on **December 15, 2006**.

4. Other Items.

- The parties do not request a conference with the court before entry of the scheduling order.
- The parties request a pre-trial conference in May of 2007.
- Plaintiff should be allowed until **August 1, 2006** to join additional parties and amend the pleadings.
- Defendants should be allowed until **September 1, 2006** to join additional parties and amend the pleadings.
- All potentially dispositive motions should be filed by **March 1, 2007**.
- Settlement is likely and may be enhanced by use of the following alternative dispute resolution procedure: too early to be determined.
- Final Witness and Exhibit lists under Rule 26(a)(3) shall be due **21 days** prior to trial for Plaintiff and **14 days** prior to trial for Defendants. The parties will have **7 days** after receipt of Witness and Exhibit Lists to list objections under Rule 26(a)(3).

5. The case should be ready for trial by **June 4, 2007**, and should take approximately two (2) to three (3) days to try.

Dated this 12<sup>th</sup> day of June, 2006.

s/ J.E. Sawyer, Jr. \_\_\_\_\_  
jesawyer@adelphia.net

Attorney for Plaintiff Roy Brooks, Jr.

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